

## NOTICE OF APPEAL

## U.S. COURT OF APPEALS, THIRD CIRCUIT

U.S. DISTRICT COURT for the Western District of Pennsylvania  
(District/State) (Location)

U.S. TAX COURT ( ) CIRCUIT COURT  
DOCKET NO. \_\_\_\_\_  
(Leave Blank)

## FULL CAPTION IN DISTRICT COURT AS FOLLOWS:

Official Committee of Unsecured  
Creditors of National Forge Co.,  
Plaintiff,  
v.  
E. Roger Clark, both individually  
and as Officer and Director of  
National Forge Co., et al.  
Defendants.

DISTRICT or  
TAX COURT NO. 04-21 Erie  
DISTRICT of  
TAX COURT  
JUDGE Hon. Sean J. McLaughlin

Defendants E. Roger Clark, Maurice J. Cashman  
Dana Beyeler and Robert A. Kaemmerer

Notice is hereby given that \_\_\_\_\_

(Named party)

appeals to the United States Court of Appeals for the Third Circuit from

( ) Judgment ( ☒ ) Order ( ) Other (Specify) \_\_\_\_\_

entered in this action on May 26, 2005 (Doc. No. 15)  
(date)

DATED:



(Counsel for Appellant - Signature)

Erik Sobkiewicz

(Name of Counsel - typed)

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Note: USE ADDITIONAL SHEETS if all appellants and/or all counsel for  
appellees cannot be listed on  
the Notice of Appeal sheet.

Continuation Page  
(Notice of Appeal by Defendants)

United States Court of Appeals for the Third Circuit

Official Committee of Unsecured Creditors  
of National Forge Co.,

Plaintiff,

v.

E. Roger Clark, both individually and as  
Officer and Director of National Forge  
Co., et al.,

Defendants.

This is a cross appeal. Following entry of summary judgment in favor of the Appellees on seven of eight counts of the Appellant's Amended Complaint, the Court entered judgment under Fed. R. Civ. P. 54(b) in favor of the Appellees. The Court's Order of May 26, 2005 is now final and thus the Court of Appeals has jurisdiction to review that Order pursuant to 28 U.S.C. § 1291.

Continuation Page  
(Notice of Appeal by Defendants)

Additional Counsel

<p>Joel M. Walker, Esquire Duane Morris LLP 600 Grant Street, Suite 5010 Pittsburgh, PA 15219 <i>Counsel for Defendants J.P. Morgan Chase &amp; Co., Fleet Business Credit Corp. and National City Bank of Pennsylvania</i></p>	<p>James D. McDonald, Esquire 456 West Sixth Street P.O. Box 1757 Erie, PA 16507-0757 <i>Counsel for Defendants Daniel Antos, William D. Bailey, Richard A. Brewster, Larry Campbell, James E. Caldwell, James C. Confer, Richard D'Allesandro, Donald Fissel, James B. Harris, Carl J. Luppino, Clarence E. Mason, Harold Murphy, Phillip R. Novosel, Charles R. Olson, James D. Ruhlman, Phillip R. Simons, Glenn E. Turk, Ronald L. Young, Barry Zischkau</i></p>
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